

Associated Students  
The University of Montana

ASUM SENATE AGENDA

April 14, 2004

UC332-333 - 6 p.m.

1. CALL MEETING TO ORDER
2. ROLL CALL
3. APPROVAL OF MINUTES - None
4. PUBLIC COMMENT

5. PRESIDENT'S REPORT

- a. Transportation Plan
- b. General Election - Apple Computers
- c. HAVA Grant Coordinator Position
- d. DAC Student Achievement Award
- e. Other

6. VICE PRESIDENT'S REPORT

- a. Committee Removals/Appointments
- b. KBGA
- c. Center for Leadership Development
- d. SBPC
- e. Other

7. BUSINESS MANAGER'S REPORT

Special Allocation - approx. \$4,730.84

Travel Special Allocation - approx. \$396.15

STIP - approx. \$86,908.93

Zero-Base Carryover - approx. \$63,972.65

- a. Special Allocation - UM Woodsmen's Team \$570/\$570
- b. Other

8. COMMITTEE REPORTS

9. UNFINISHED BUSINESS

To see a list of resolutions in their entirety with the action taken on them, please go to

<http://www.umt.edu/asum/government/resolution.htm>

- a. SB58-03/04 Resolution urging Ratification of Memorandum of Understanding
- b. SB62-03/04 Resolution to Amend the Bylaws, Article IV, Sections 9 and 12
- c. SB64-03/04 Resolution for Freshman Independence
- d. SB68-03/04 Resolution Making a Request of the Regents

10. NEW BUSINESS

11. COMMENTS

12. ADJOURNMENT

# ASUM SENATE TALLY SHEET

## SENATE MEMBERS

SOPHIA RENA ALVAREZ  
 ANDREW BISSELL  
 BRAD CEDERBURG  
 SAMUEL CHARTIER  
 TRAVIS COSSITT  
 KYLE ENGELSON  
 ANNA GREEN  
 SHAWN HAGEN  
 CHRIS HEALOW  
 ANDREA HELLING  
 WILL HOLMES  
 EMILY JONES  
 KIMBERLY PAPPAS  
 VINCENT PAVLISH  
 SAGE RAFFERTY  
 EBEN RECKORD  
 PATRICK VAN ORDEN  
 ROB WELSH  
 CHRISTIAN WINKLE  
 NATHAN ZIEGLER

ROLL  
CALL

Failed 10/15/03  
 15/4/30  
 5/3/63  
 5/3/68  
 DATE

Comments April 14, 2004

P	n	y	n			
P	y	y	y			
P	y	y	n			
	-	-	-			
P	n	y	n			
6:33	n	y	y			
	-	-	-			
P	y	y	y			
P	n	y	y			
P	y	y	n			
P	y	n	y			
P	n	y	y			
P	y	y	y			
P	y	y	y			
P	y	y	y			
P	y	y	n			
P	n	y	y			
P	y	n	y			
	-	-	-			

## ASUM OFFICERS

AARON FLINT  
 President  
 GALE PRICE  
 Vice-President  
 AVERIEL WOLFF  
 Business Manager

P	a	-	y			
P	n	y	y			
P	-	-	n			

## FACULTY ADVISORS

PROFESSOR ANDERSON  
 PROFESSOR AUSLAND

P	-	-	y			
P	-	-	y			

ASUM SENATE MINUTES  
April 14, 2004  
UC332-333 - 6:00 p.m.

Chair Price called the meeting to order at 6:13 p.m. Present: Flint, Price, Wolff, Alvarez, Bissell, Cederberg, Cossitt, Engelson (6:33), Hagen, Healow, Helling, Holmes, Jones, Pappas, Pavlish, Rafferty, Reckord, Van Orden and Welsh. Excused was Chartier. Unexcused were Green and Ziegler.

There were no minutes to approve.

**Public Comment**

\*Sage Rafferty said Cyberbear was on overload, hindering voting.

\*Eben Reckord noted that people are voting online.

\*Jess Grennan said there were a myriad of problems with paper voting.

\*Ross Best talked about election fraud at ASUM and said that sworn or unsworn falsification of records is a misdemeanor. He thinks it would be appropriate for Senate to remove the current president and vice-president from office or for them to resign immediately. He said documents from last year's election were not available in the office when he asked for them, and State law dictates that they are to be available and not removed from the office. He also said ASUM archives in the Library should be complete. He said if ASUM matters, options should be considered regarding the two executives. He assured ASUM that he does not know Senate members and is not speaking out of personal antagonism.

\*Vinnie Pavlish said documents ought to be kept and provisions for that made in ASUM policy.

\*Woodsmen team members expressed hope that Senators would approve their request.

**President's Report**

a. A motion by **Flint-Welsh** to approve UM Productions Director nominee Dave Vann was adopted by unanimous consent.

b. Talk to ASUM Transportation Center Director Nancy Wilson for information about the Urban Transportation Plan.

c. Five people were interviewed for the HAVA Grant Coordinator position. The person chosen will be introduced at a Senate meeting.

d. The Diversity Advisory Council Student Achievement Award will be presented at a May 4<sup>th</sup> reception. Applications are due April 16.

**Vice President's Report**

a. A motion by **Price-Welsh** for the following committee removal was adopted by unanimous consent: Student Computer Fee - Aaron Flint.

b. The following committee appointments passed on a motion by **Price-Welsh**: Library Oversight - Sarah Kain; Student Computer Fee - Nate Warner

c. Sage Rafferty will speak for ASUM on KBGA tomorrow.

d. Lea Leier and Marianne Blaue spoke on the new leadership program Ursa Major and distributed applications and brochures.

e. Friday from 3-5 p.m. in the Continuing Education building there will be a meeting of the Strategic Budget and Planning Committee to discuss fees.

\*The Chair recognized the presence of Engelson.

#### Business Manager's Report

Special Allocation - approx. \$4,730.84

Travel Special Allocation - approx. \$396.15

STIP - approx. \$86,908.93

Zero-Base Carryover - approx. \$63,972.65

a. The Woodsman's Team Special Allocation request for \$570 and recommended by Budget and Finance for same was adopted with unanimous consent on a motion by Holmes.

#### Committee Reports

a. ASUM Relations and Affairs (Winkle) - SB63 received a "do pass" recommendation, and SB62 was postponed for one week. The committee is meeting at 5 p.m. next Wednesday.

b. IT (Rafferty) - No meeting.

c. Board on Membership (Pappas) - The following group was recognized when adopted by unanimous consent: Student for Kerry.

d. COT (Shawna) - The committee will meet tomorrow at 12:40 p.m. in the COT Library.

e. SPA (Jones) - No meeting, lack of quorum.

f. Transportation (Pappas) - They talked about the 20/25 plan. Volunteers are needed for bike week to hang signs and hand out raffle tickets.

g. Off-campus Renter Center Board (Pappas) - They are working on a Bylaws amendment resolution.

h. UC Board (Engelson) - They will meet Friday, April 23, from 9-11. The search for the UC Director position is in progress.

i. Radio Board (Cossitt) - No meeting

j. University Affairs (Holmes) - SB68 received a "do pass" recommendation.  
k. ASCRC (Welsh) - A General Ed Task Force has been formed as a standing subcommittee to discuss general ed reform. There may be a student paid position available. The Provost's Writing Committee has new criteria for the test. Talk to Welsh for more information.

\*Cossitt-Helling moved to impeach Flint and Price for the purpose of discussion. Wolff assumed the position of Chair. Highlights of the discussion are as follows:

\*Pavlish - As Price's running mate, he will abstain from any vote on the issue; felt good it was brought to students' attention; thought suspension of privileges or motion to censor possibly better than impeachment, since they're at the end of their tenure; their current limits as candidates must be acceptable; felt violation should be taken seriously.

\*Welsh - Read Singer's statement and thought about what Senate should do; thought motion to censure appropriate as official reprimand, since impeachment would need to go to referendum, and the timing would not work, with elections so close.

\*Healow - Asked Flint/Price what responsibility they take: Flint - full responsibility, as he signed the form; Price - same response.

\*Rafferty - In favor of reprimand, not impeachment; felt it had probably been done before, difficult to regulate and could be solved by raising limits.

\*Helling - Asked Flint/Price if it was on purpose or just happened: Flint - not on purpose, but it happened; Price - reckless disregard for rules though not on purpose, but it happened.

\*Cossitt - Precedent needs to be set with severe measure, and Senate needs to take a strong stance; he commended this year's work, however; talked about raising limits.

\*Hagen - Asked Flint/Price if one persuaded the other: Price - thought the question was irrelevant, as they both participated; Flint - same response, but said there was some persuasion but that that didn't matter.

\*Reckord - Thanked Flint/Price for their honesty; felt it important to remember that any action would be punishment for the crime and not for their honesty.

\*Cossitt - Asked Kaimin who initiated the disclosure: Price offered the information to the Kaimin.

\*Ausland - Cited instance of where a past ASUM President was convicted of a misdemeanor and Senate tried to impeach him; he talked about grievances of one candidate over another and advised all to keep a sense of control. A motion by Winkle to close discussion was adopted by unanimous consent.

Five-minute recess

#### Unfinished Business

To see a list of resolutions with the action taken on them noted and the resolutions currently being considered in their entirety, please go to:

<http://www.umd.edu/asum/government/resolution.htm>

a. SB62-03/04 Resolution to Amend the Bylaws, Article IV, Sections 9 and 12 - in committee

b. SB63-03/04 Resolution to amend Article V, Sections 1-3 of the ASUM Bylaws (Exhibit A). Jones-Price moved to delete paragraphs 3, 4 and 5. A motion by Flint to amend by deleting the last paragraph "Let it be further..." also was not seconded. Welsh's friendly amendment to replace "1-3" in the title with "2" was accepted, and the amendments were adopted with unanimous consent. A motion by Engelson-Jones to delete "in 2005" in the last paragraph and replace it with "effective July 1, 2004" was adopted with unanimous consent on a motion by Bissell. Motion by Welsh-Engelson to strike the 2<sup>nd</sup> whereas was adopted with unanimous consent. Pappas-Price moved to amend 1. by changing the amount to \$150 and amend 3. by changing the amount to \$150 with a primary and \$100 without a primary. A friendly amendment by Price to amend 1. to \$150 with a primary and \$100 without a primary and 3. the same amounts was accepted. After a previous question call by Hagen the amendment failed. A previous question call by Cossitt failed. A motion by Helling-Pappas to amend 1. to \$150, 2. to \$100 and 3. to \$50 failed. After a previous question call by Welsh, the amended resolution failed 10Y, 8N, 1A on a roll call vote (2/3 needed).

c. A motion by **Healow-Helling** to suspend House Rules to consider censure passed. **Healow-Helling** moved to censure. A previous question call by **Cederburg-Hagen** failed. After a motion by **Welsh** to postpone consideration for one week, the motion was withdrawn. A motion by **Welsh-Helling** to reinstate House Rules passed.

d. SB64-03/04 Resolution for Freshman Independence - in committee

e. SB68-03/04 Resolution Making a Request of the Regents (Exhibit B) was moved by **Jones-Engelson**. The third whereas was amended in committee to read: "Whereas, by a vote of 5-2 the Board of Regents decided to rescind BOR policy 940.24." A motion by **Holmes-Jones** to strike the 6<sup>th</sup> whereas failed after a previous question call by **Rafferty-Helling**. An objection to consideration motion by **Healow-Jones** failed. The resolution passed 15Y, 3N on a roll call vote (see Tally Sheet) after a previous question call by **Cederburg-Pappas**.

#### New Business

- a. Resolution to censure
- b. Resolution to amend Bylaws (6)
- c. Resolution on COT position
- d. Resolution on building fee
- e. Resolution on Student Employee of the Year Award

#### Comments

The meeting adjourned at 10:11 p.m.

*Carol Hayes*

Carol Hayes  
ASUM Office Manager

SB63-04/14/04 Resolution to amend Article V, Sections <sup>2</sup>~~13~~ of the ASUM Bylaws

Whereas, current spending limitations hinder student participation in ASUM elections;

Whereas, a one hundred dollar spending limit was ruled unconstitutional in U.S. District Court for student senate campaigns;

~~Whereas, partisan politics should not dominate the ASUM Senate;~~

~~Whereas, a classified staff ASUM employee must ensure the integrity of the process if ASUM is to reimburse candidates for their campaign expenses;~~

~~Whereas, the media must be informed of campaign contributions and expenses;~~

Therefore let it be resolved that the Associated Students of The University of Montana support the following changes to the bylaws regarding the election process:

Let it be further resolved that Associated Students of The University of Montana will adopt the following changes to bylaws in 2005, *effective July 1, 2004.*

1. President-Vice president team: The maximum expenditure allowed is ~~\$100~~ \$200.
2. Business Manager: The maximum expenditure allowed is ~~\$100~~ \$150.
3. Senators: The maximum expenditure allowed is ~~\$100~~ \$100, with or without a primary election

Authored by: Aaron Flint, ASUM President

*Failed  
4/14/04  
1048N1A  
roll call note*

**Resolution Making a Request of the Regents**

**Whereas**, the ASUM Senate voted 13-4 to endorse the expansion of voluntary fees to allow any registered campus organization to have access to such fees through amendments to BOR Policy 940.24;

**Whereas**, the Board of Regents adopted the endorsed changes to allow any registered campus organization to have access to voluntary fees through amendments to BOR Policy 940.24 by a vote of 6-1;

**Whereas**, ~~the Board of Regents then reversed positions and~~ <sup>The Board of Regents</sup> by a vote of 5-2 decided to rescind BOR Policy 940.24;

**Whereas**, in the decision to repeal BOR Policy 940.24, only one Regent offered an explanation to the students present as to why he cast his vote as he did;

**Whereas**, the students of The University of Montana deserve an explanation in cases where the Regents take a stance in opposition to what they request;

**Whereas**, the Senate of The Associated Students of the University of Montana is the appropriate body to seek that explanation;

**Therefore Let It Be Resolved** that the Associated Students of The University of Montana hereby formally request that each of the seven (7) Regents provide a written explanation of their votes to the students of The University of Montana either through a letter to ASUM or to the Montana Kaimin.

**And Be It Further Resolved** that upon passage, copies of this resolution will be sent to the Regents of the State of Montana.

Authored by: Gale Price, ASUM Vice President

Endorsed by: Vinnie Pavlish, ASUM Senator

Passed  
4/14/04